

REMARKS

Applicant and applicant's attorney thank the Examiner for the assistance provided in the telephone discussion of 25 March 2009, and for discussing proposed changes to the claims to further distinguish over the combination of the Catt reference (U.S. 6,403,380) in view of Boehringer (WO 98/39657). The remarks submitted in the prior amendment filed 11 February 2009 are not repeated herein.

The preamble to claim 10 has been corrected to indicate text added by way of amendment. Claims 1, 10, 20, 25 and 26 include added language now more clearly directing the invention to that of identifying adverse or abnormal change changes in a health condition. For example, claim 1 provides for a determination of whether an adverse change occurs in the health condition based on whether an abnormal change in analyte level occurs. Support for the added language concerning normal and abnormal health conditions is found at page 2 of the patent application in the context of pregnancies, miscarriages and ectopic conditions.

It is submitted that none of the prior art, alone or in combination, provides for or renders obvious the subject matter as now claimed. Specifically, the independent claims 1, 10, 20 and 25 as now presented are non-obvious over Catt in view of Boehringer.

For all of the above reasons allowance of the application is requested.

Respectfully submitted,

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